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10/11/06 Box CD  
PATENT  
Attorney Docket No.: H2042101-CIP

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

DILLON

Application No.: 10/763,712

Filed: January 21, 2004

For: METHODS AND  
COMPOSITIONS FOR EVOLVING  
MICROBIAL HYDROGEN  
PRODUCTION

Confirmation No.: 6531

Examiner: Schlapkohl

Art Unit: 1636

#### AMENDMENT AND COMMUNICATION

#### UNDER

37 C.F.R. §§ 1.821-1.825

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Sir:

In order to comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, 37 C.F.R. §§ 1.821-1.825, Applicant submits herewith (1) a paper copy of the Sequence Listing and (2) an electronic copy of the Sequence Listing. The sequence information contained in the enclosed paper and electronic copies of the Sequence Listing contains no sequences that were not contained in the application as originally filed. Applicant requests the entry of this amended Sequence Listing into the application.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at (650) 780-4777.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'H. Dillon', with a long horizontal stroke extending to the right.

Harrison Dillon  
Reg. No. 45,661

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Attachments: Paper copy of Sequence Listing  
Electronic copy of Sequence Listing  
Notice to Comply